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Filing date: **08/05/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91184860
Party	Defendant Epicopia Culinary Tourism Publishing & Consulting, Inc.
Correspondence Address	John M. McCormack Kolisch Hartwell, P.C. 520 S.W. Yamhill Street, Suite 200 Portland, OR 97204 UNITED STATES
Submission	Answer
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Date	08/05/2008
Attachments	Answer to Notice of Opposition 8-5-08.pdf (4 pages)(932813 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

COPIA: The American Center for)	
Wine, Food & the Arts,)	
)	
Opposer,)	Opposition No. 91184860
)	
)	
v.)	
)	
Epicopia Culinary Tourism Publishing)	
& Consulting, Inc.)	
)	
Applicant.)	

Trademark Trial and Appeal Board
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

ANSWER TO NOTICE OF OPPOSITION

Applicant, Epicopia Culinary Tourism Publishing & Consulting, Inc. ("Applicant"), answers the Notice of Opposition ("Opposition") as follows:

Applicant denies that COPIA: The American Center for Wine, Food & the Arts ("Opposer") will be damaged by the registration of Application Serial No. 77/266,600 (Applicant's Mark).

1. Applicant admits that it is seeking to register the mark EPICOPIA for printed guides featuring articles and reviews about food and drink in selected locations and regions throughout the world.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth of allegations contained in Paragraph 2 and, therefore, denies same.

3. Applicant is without knowledge or information sufficient to form a belief as to the truth of allegations contained in Paragraph 3 and, therefore, denies same.
4. Applicant is without knowledge or information sufficient to form a belief as to the truth of allegations contained in Paragraph 4 and, therefore, denies same.
5. Applicant is without knowledge or information sufficient to form a belief as to the truth of allegations contained in Paragraph 5 and, therefore, denies same.
6. Applicant denies all allegations of Paragraph 6 of the Opposition.
7. Applicant denies all allegations of Paragraph 7 of the Opposition.
8. Applicant denies all allegations of Paragraph 8 of the Opposition.
9. Applicant denies all allegations of Paragraph 9 of the Opposition.
10. Applicant denies all allegations of Paragraph 10 of the Opposition.

AFFIRMATIVE DEFENSES

11. Applicant's Mark is not likely to cause confusion or dilution and is entitled to registration on the Principal Register.
12. Opposer has failed to state a claim upon which relief may be granted.
13. The relief Opposer seeks is barred by the doctrines of unclean hands, laches, estoppel, and/or acquiescence.
14. The relief Opposer seeks is barred by the prior registration (*Morehouse*) defense.
15. Opposer has abandoned its rights, if any, to its alleged trademarks in association with the goods and services identified in each of Opposer's registrations.
16. Opposer's alleged trademarks are not famous, and, therefore, use and/or registration of Applicant's Mark will not cause dilution of Opposer's alleged trademarks.

Wherefore, Applicant prays that:

1. Judgment in the present opposition be entered in favor of Applicant;
2. The present opposition be dismissed; and
3. That trademark application Serial No. 77/266,600 be allowed to proceed to registration.

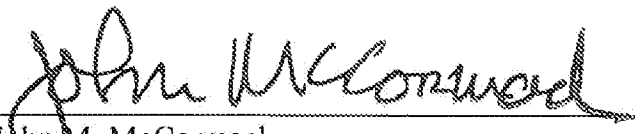
**CERTIFICATE OF ELECTRONIC
SUBMISSION**

I hereby certify that this correspondence, is being filed electronically with the United States Patent & Trademark Office Trademark Trial and Appeals Board on August 5, 2008.


Heidi Dutro


Respectfully submitted,

KOLISCH HARTWELL, P.C.


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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served on opposer by service on its attorney via email at trademarks@cobaltlaw.com, and via first class mail, in an envelope addressed to: Tsan Abrahamson and Sophie Cohen, Cobalt LLP, 819 Bancroft Way, Berkeley, California 94104 on August 5, 2008.



John M. McCormack, Reg. No. 26948
Attorney for Applicant